

Letter to Bishop from Trombadore; demanding COAT cease consideration of the motion filed by HAAL.

~~COAT~~ letter brief ~~to~~ reply to response of plaintiff HAAL to the ~~COAT~~
Order to show cause

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TROMBADORE, SEEL & TROMBADORE

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW
33 EAST HIGH STREET
SOMERVILLE, NEW JERSEY 08876

RAYMOND R. TROMBADORE
MEGAN C. SEEL
DAVID W. TROMBADORE

TELEPHONE (908) 722-7555

FAX (908) 722-6269

ANN WILKIN TROMBADORE
OF COUNSEL

September 25, 1997

VIA FAX 609-633-6056 & MAIL

Shirley Bishop, Executive Director
Council on Affordable Housing
101 S. Broad Street
CN 813
Trenton, NJ 08625-0813


Dear Ms. Bishop:

Be advised this firm represents Friends of Hillsborough, Inc.. The Superior Court recently granted Friends' motion to intervene in the action of U.S. Home Corp. and Hillsborough Alliance for Adult Living, L.P. v. Township Committee of the Township of Hillsborough, Somerset County Docket No. SOM-L-1239-97 PW. In that action, Hillsborough Alliance for Adult Living, L.P. ("HAAL") asks the Court to require the Township of Hillsborough to endorse the Greenbriar site for inclusion in the wastewater management plan pending before the Department of Environmental Protection. HAAL now seeks this same relief of COAH on an emergent basis.

Friends vigorously opposes HAAL's pending motion. COAH has no power to grant the requested relief under the ruling in Alexander v. Paramus Bor., 125 N.J. 100, 112 - 13 (1991). HAAL is aware of this ruling. Nevertheless, HAAL proceeds without basis in derogation of both the judicial proceedings it has commenced here in Somerset County and the administrative proceedings of your agency. HAAL's most recent motion to COAH is a transparent attempt to silence Friends of Hillsborough, and cannot be countenanced.

By this letter, and on behalf of Friends, I demand that COAH cease any and all consideration of the motion filed by HAAL. This is also to provide you notice that Friends today is filing papers with the Superior Court requiring HAAL to show cause why it should be allowed to proceed with its motion before COAH.

Very truly yours,



David W. Trombadore

DWT:amp

cc: Peter A. Buchsbaum, Esq.
John R. Halleran, Esq.
James A. Farber, Esq.
Frank N. Yurasko, Esq.